Application: 09/660,840 Filed: September 13, 2000

TC Art Unit: 3739 Confirmation No.: 7821

## WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP

Ten Post Office Square Boston, Massachusetts 02109 Telephone: (617) 542-2290 Telecopier: (617) 451-0313

Via Electronic Filing

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Attorney

Docket No.: VSI-005AX

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of: REMIJAN ET AL.

Entitled: MINIATURE ENDOSCOPE SYSTEM

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated December 9, 2009 of the Examiner finally rejecting claims 1-18, 22-33, 35, 39, 51 and 59-69.

Authorization is provided herewith to charge Deposit Account No. 23-0804 (\$270.00) to cover the cost of the Notice of Appeal.

The following checked items are appropriate:

A timely response to the final rejection:

[ ] has been filed [ ] is hereby filed

An extension of time to respond to the final rejection:

- [] was requested on \_\_\_\_\_\_\_ for \_\_\_ month(s);
- 2. [x] is hereby requested for \_\_\_ month(s) and Deposit Account No. 23-0804 can be charged \$555.00 for the extension fee.
- 3. [] is included on the enclosed amendment transmittal form and Deposit Account No. 23-0804 can be charged \$\_\_\_\_\_\_ for the extension fee.
- [] In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- [X] The Commissioner is hereby authorized to charge payment of any additional filing fees associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

Dated: June 9, 2010 /Thomas O. Hoover/

Attorney of Record: Thomas O. Hoover

Registration No.: 32,470